

UNITED STATES COURT OF APPEALS FOR THE SEVENTH CIRCUIT

Everett McKinley Dirksen United States Courthouse  
Room 2722 - 219.5 Dearborn Street  
Chicago, Illinois 60604



Office of the Clerk  
Phone: (312) 435-5850  
www.ca7.uscourts.gov

NOTICE OF ISSUANCE OF MANDATE

September 8, 2009

FILED

SEP 08 2009

To: Michael W. Dobbins  
UNITED STATES DISTRICT COURT  
Northern District of Illinois  
211 S. Court Street  
Rockford, IL 61101-0000

MICHAEL W. DOBBINS  
CLERK, U.S. DISTRICT COURT

No.: 07-4038	UNITED STATES OF AMERICA, Plaintiff - Appellee  v.  JONATHAN GEAR, Defendant - Appellant
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No.: 07-4039	UNITED STATES OF AMERICA, Plaintiff - Appellee  v.  JONATHAN GEAR, Defendant - Appellant
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Originating Case Information:

District Court No: 3:01-cr-50004-2

Northern District of Illinois, Western Division

District Judge Philip C. Reinhard

**Originating Case Information**

District Court No: 3:06-cr-50067-1

Northern District of Illinois, Western Division

Herewith is the mandate of this court in this appeal, along with the Bill of Costs, if any. A certified copy of the opinion/order of the court and judgment, if any, and any direction as to costs shall constitute the mandate.

**RECORD ON APPEAL STATUS:**

Entire record returned  
consisting of

Pleadings:

2

Transcripts:

12

Sealed Envelopes:

7

This notice sent to:

[ ] United States Marshal

[ ] United States Probation Officer

**NOTE TO COUNSEL:**

If any physical and large documentary exhibits have been filed in the above-entitled cause, they are to be withdrawn ten (10) days from the date of this notice. Exhibits not withdrawn during this period will be disposed of.

Please acknowledge receipt of these documents on the enclosed copy of this notice.

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FINAL JUDGMENT

August 17, 2009

BEFORE: FRANK H. EASTERBROOK, Chief Judge  
RICHARD A. POSNER, Circuit Judge  
ANN CLAIRE WILLIAMS, Circuit Judge

CERTIFIED COPY

A True Copy

Teste:

  
Deputy Clerk  
of the United States  
Court of Appeals for the  
Seventh Circuit

Nos.: 07-4038 & 07-4039	UNITED STATES OF AMERICA, Plaintiff - Appellee  v.  JONATHAN GEAR, Defendant - Appellant
<b>Originating Case Information:</b>  District Court No: 3:01-cr-50004-2 and 3:06-cr-50067-1 Northern District of Illinois, Western Division District Judge Philip G. Reinhard	

FILED

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MICHAEL W. DOBBINS  
CLERK, U.S. DISTRICT COURT

Gear's sentence is **VACATED**, and the case is **REMANDED** for resentencing consistent with the opinion in accordance with the decision of this court entered on this date.

form name: c7\_FinalJudgment (form ID: 132)